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Atty Dkt No.0235.06
USSN: 10/626,896
PATENT

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<u>June 22, 2004</u> Date	<u>Deborah K. Kahan</u> Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE	
In Re Application of: Dunn, T.C., et al.	
Serial No.: 10/626,896	Art Unit: 1641
Filing Date: 24 July 2003	Examiner: C. Chin
Title: METHOD AND DEVICE FOR PREDICTING PHYSIOLOGICAL VALUES	

SECOND PRELIMINARY AMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully request the entry of the following second preliminary amendment prior to examination of the above-identified patent application. A transmittal letter accompanies this paper authorizing the Commissioner to charge Deposit Account No. 03-4058 for additional claim fees. No further fees are believed to be necessary, however, the Commissioner is hereby authorized to charge to Deposit Account No. 03-4058 any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, with the exception of the payment of the Issue Fee. Consideration of the application in view of the following amendments and remarks is respectfully requested.

Applicants submit that the present amendment conforms to the revised amendment format requirements. If there are any problems with the format of applicants' amendment, the Examiner is respectfully requested to contact the undersigned.

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PATENT**Introductory Comments****Overview of the Amendments to the Claims.**

Claims 1, 5, 15, and 25-41 are pending in the application. Claims 1, 15, 25, 35, and 40 are amended without prejudice or disclaimer. Applicants expressly reserve the right to bring the subject matter of the original claims again in a subsequent, related application. New claims 42-49 are added by this amendment. After entry of this amendment claims 1, 5, 15, 25-49 are pending.

The amendments to the claims are presented herein below (after the signature page) in the section titled "Amendments to the Claims."

Support for the amendments to claims 1, 35, and 40 can be found throughout the specification as originally filed, for example, at the following locations: original claim 1, page 25, lines 15-19; and page 67, lines 1-5.

Claim 15 is amended to correctly strike-out the equations in the claim that were inadvertently not struck-out in applicants' previous amendment dated 6 November 2003.

Support for the amendments to claim 25 can be found throughout the specification as originally filed, for example, at the following location: page 72, line 22, to page 73, line 19.

Support for newly presented claim 42 can be found throughout the specification as originally filed, for example, at the following location: page 28, line 29, to page 31, line 14.

Support for newly presented claims 43-44 can be found throughout the specification as originally filed, for example, at the following location: page 62, line 12, to page 65, line 16.

Support for newly presented claims 45-46 can be found throughout the specification as originally filed, for example, at the following locations: page 20, line 12, to page 22, line 29; page 78, line 23, to page 83, line 1; and page 85, lines 10-19.

Support for newly presented claim 47 can be found throughout the specification as originally filed, for example, at the following locations: page 1, lines 14-16; page 20, line 12, to page 22, line 29; page 62, line 13, to page 65, line 16; page 70, line 21, to page 71, line 5; and page 72, line 21, to page 75, line 10; and page 88, line 20, to page 89, line 29.

Support for newly presented claim 48 can be found throughout the specification as originally filed, for example, at the following location: page 1, lines 14-16; page 20, line 12, to page 22, line 29; page 40, lines 11-28; page 62, line 13, to page 65, line 16; page 70, line

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21, to page 71, line 5; page 72, line 21, to page 75, line 10; and page 88, line 20, to page 89, line 29.

Support for newly presented claim 49 can be found throughout the specification as originally filed, for example, at the following locations: page 1, lines 14-16; page 11, lines 20-24; page 17, lines 22-28; page 20, line 12, to page 22, line 29; page 40, lines 11-28; page 62, line 13, to page 65, line 16; page 70, line 21, to page 71, line 5; page 72, line 21, to page 75, line 10; and page 88, line 20, to page 89, line 29.

Accordingly, no new matter has been added by way of this amendment and the entry thereof is respectfully requested.